

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

LIMOLINER, INC.,

Plaintiff,

-against-

Index No.: 05-11888

SETRA OF NORTH AMERICA, INC.,

Defendant/Third-Party Plaintiff

-against-

UPSTATE TOURS, INC., and UPSATE
TRANSIT, INC.,

Third-Party Defendants

CERTIFICATION PURSUANT TO LOCAL RULE 7.1(a)(2)

The undersigned hereby certifies that Third-Party Defendant Upstate Transit, Inc. (“Upstate Transit”) conferred with Defendant/Third-Party Plaintiff Setra of North America, Inc. (“Setra”) and made a good faith attempt to resolve and narrow the issues presented by Upstate Transit’s Motion to Dismiss filed on October 6, 2006.

Respectfully submitted,

/s/ Leonard M. Singer

Leonard M. Singer

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CERTIFICATE OF SERVICE

I, Leonard M. Singer, hereby certify that on October 16, 2006, copies of the foregoing document were electronically served on the registered participants as identified on the Notice of Electronic Filing and that paper copies will be sent to those indicated as non-registered participants.

/s/ Leonard M. Singer

Leonard M. Singer